

1 **YUROK TRIBAL COUNCIL**  
2 **ACTION MEETING**  
3 **THURSDAY, JUNE 24, 2021**  
4 **KLAMATH TRIBAL OFFICE**  
5 **<https://www.gotomeet.me/yuroktribe>**

6  
7 **ROLL CALL:** 10:07am

8  
9 **PRESENT:** Frankie Myers, Vice Chairman; Sherri Provolt, Orick District; Mindy Natt,  
10 Pecwan District; Ryan Ray, Requa District; Lori Hodge, East District; Toby  
11 Vanlandingham, Weitchpec District; Phillip Williams, North District.

12  
13 **ABSENT:** Joe James, Chairman (excused for morning session), Lana McCovey,  
14 South District (vacation)

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16 **STAFF:** Don Barnes, Executive Director; Dawn Baum, Acting General Counsel;  
17 Georgiana Gensaw, (recorder)

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19 **QUORUM:** 7 present, 2 absent, quorum present.

20  
21 **OPENING PRAYER:** Provided by Vice Chair Myers.

22  
23 **REVIEW AGENDA/ADDITIONS/APPROVAL:**

24 **Motion made by Councilmember Hodge/Councilmember Ray to accept the agenda with**  
25 **additions; CA21-110 Klamath Jet Boat Races. Motion carries by consensus.**

26 Note: Council Support shared that several other action items will be ready after lunch which will  
27 need to be added to the agenda.

28  
29 **REVIEW CALENDAR/ADDITIONS:**

30 P21-043, Planning session regarding Energy Corporation.  
31 Submitted by Michael Gerace

32 **Council consensus to schedule a planning session set for July 28, 2021 Council Planning**  
33 **Session with the Planning and Community Development Department to explore the potential**  
34 **creation of a Yurok Tribe Energy Corporation to operate and maintain tribal energy project**  
35 **infrastructure.**

36  
37 **COUNCIL CHECK IN:**

38 Councilmember Provolt: For the upcoming America Rescue Plan Act funding, I encourage  
39 membership to let your tribal representative know what ideas to support the Yurok Tribe and  
40 your district.

41  
42 Councilmember Natt: Pass

43  
*June 24, 2021 Council Action Meeting*

44 Councilmember Ray: We need to do a breakdown of the elder’s survey so that we can see what  
45 our elders really need.

46  
47 Councilmember Hodge: I will have my next district meeting on July 25, from 2pm-330pm. Also,  
48 if you need assistance with back rent please get in contact with Yurok Indian Housing Authority.  
49

50 Councilmember Williams: I just want to announce that July 3, we are hosting an Artisans Fair in  
51 Crescent City on Housing property across the street from Walmart. It’s to help Yurok vendors  
52 make up some of the money they are losing out on because of the lack of festivals and fairs.  
53

54 Councilmember McCovey: Not present.

55  
56 Councilmember Vanlandingham: Pass  
57

58 Vice Chair Myers: It’s been pretty exciting lately, FERC approved the license transfer and that  
59 really clears the path to dam removal.  
60

61 Chairman James: Not present.  
62

63 **EXECUTIVE SESSION:** CA21-110 Klamath Jet Boat Race, ARPA funding-legal, Land item, Office of  
64 Tribal Attorney-litigation update, NR21-014, NR21-012.  
65

66 **CONSENT ITEMS:** None provided.  
67

68 **AGENDA ITEMS:**

69 **Education**

70 EDU21-025, Renewal Agreement with Del Norte

71 Submitted by Jim McQuillen

72 **Motion made by Councilmember Provolt/Councilmember Hodge to approve the new contract**  
73 **agreement resolution of limited waiver of sovereign immunity with Del Norte County in**  
74 **support of the Yurok Boys and Girls Club Resolution #21-69. Roll call; Vice Chair Myers-**  
75 **chairing, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember**  
76 **Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember**  
77 **Williams-yes, Councilmember McCovey-np. Yes-6, no-0, abs-0, np-1. Motion carries.**

78

79 **Health & Human Services**

80 YHHS21-019, Youth Opioid Response New Project # (Number)

81 Submitted by Alita Redner

82 **Motion made by Councilmember Williams/Councilmember Vanlandingham to approve**  
83 **budget for new project. Motion to approve Chairman’s signature on California Institute of**  
84 **Behavioral Health Solutions Contract for Youth Opioid Response program. Motion to approve**  
85 **Resolution #21-64 granting a Limited Waiver of Sovereign Immunity in favor of California**  
86 **Institute of Behavioral Health Solutions. Refer to Agenda Item P20-56. Roll call; Vice Chair**

87 **Myers-chairing, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember**  
88 **Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember**  
89 **Williams-yes, Councilmember McCovey-np. Yes-6, no-0, abs-0, np-1. Motion carries.**

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91 YHHS21-021, Weitchpec Office Lease  
92 Submitted by Alita Redner

93 **Motion made by Councilmember Provolt/Councilmember Vanlandingham to approve**  
94 **termination of Weitchpec Office license and agreement pursuant to the terms of the 2016**  
95 **agreement and approve Chairman James signature on the enclosed Notice of Termination.**  
96 **Motion carries by consensus.**

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98 YHHS21-025, Title IV Annual Progress and Services Report  
99 Submitted by Alita Redner

100 **Motion made by Councilmember Vanlandingham/Councilmember Natt to approve a Title IV B**  
101 **Annual Progress and Services Report. Motion for Chairman to sign Child Family Services**  
102 **Report Part I and Part III. Motion carries by consensus.**

103  
104 YHHS21-026, Title IV E Point of Contact  
105 Submitted by Alita Redner

106 **Motion made by Councilmember Hodge/Councilmember Natt to approve Title IV E Point of**  
107 **Contact Motion to approve Chairman’s signature on letter to California Department of Social**  
108 **Services as notice of Title IV E Point of Contact with edits to Title IV E Manager. Motion**  
109 **carries by consensus.**

110  
111 YHHS21-027, Title IV E Start up Fund  
112 Submitted by Alita Redner

113 **Motion made by Councilmember Vanlandingham/Councilmember Provolt to approve Title IV**  
114 **E Start up Fund extension request. Motion to approve Chairman’s signature on letter to**  
115 **California Department of Social Services requesting extension of Title IV E Start up Fund**  
116 **allocation. Project # TBD. Motion carries by consensus.**

117  
118 YHHS21-029, Single Source California Tribal Families Coalition  
119 Submitted by Alita Redner

120 **Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve a single-**  
121 **source contract amendment with California Tribal Families Coalition (“CTFC”) for Title IV E**  
122 **Foster Care implementation and other exigent factors supporting a single-source contract.**  
123 **Motion to approve Chairman’s signature on California Tribal Families Coalition contract**  
124 **amendment. Motion carries by consensus.**

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126 **Human Resources**

127 HR21-010, GIT Assistant Manager and TANF Guidance Technician  
128 Submitted By: Rose Sylvia

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**Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve new job description for GIT Assistant Manager, modified TANF Guidance Technician, and a new job description Controller (fiscal). Motion carries by consensus.**

**LUNCH:** 11:53am -1:00pm  
Chairman attends meeting.

**TRIBAL MEMBER COMMENT:** None provided.

**EMERGENCY ITEMS/ ADDITIONS TO THE AGENDA:**

**Motion made by Councilmember Hodge/Councilmember Ray to suspend the rules and add the additional action items: CA21-108, CA21-111, CA21-112, CA21-113, EDU21-029, B21-003, P21-039, P21-042, P21-044, PH21-005. Motion carries by consensus.**

**AGENDA ITEMS:**

**Public Utilities**

YPUD21-007, Board Vacancy  
Submitted by Mike Searcy

**Motion made by Vice Chair Myers/Councilmember Natt to declare the position held by board member Lana Crutchfield vacant pursuant to Section 25.10.070 of the YPUD ordinance for failure to attend three or more consecutive meetings without a valid written excuse and appoint David Sanders to the vacant position on the YPUD Board to preserve quorum. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-abs, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-6, no-0, abs-1, np-1. Motion carries.**

**Office of Tribal Attorney**

OTA21-068, Letter for Federal Assessment of Water Rights  
Submitted by D. Baum, Acting General Counsel

**Motion made by Vice Chair Myers/Councilmember Vanlandingham to retroactively approve submittal of the Yurok Tribe's request letter to the Interior to assign a federal assessment team for Yurok Water rights and authorization for Chairman to sign the letter. Motion carries by consensus.**

OTA21-070, IV-E Tribal Consultation Request Letter  
Submitted by Tamara Honrado, Associate to General Counsel

**Motion made by Vice Chair Myers/Councilmember Provolt to approve Chairman's signature on letter for Request for IV-E Tribal Consultation on CARES System Development and Implementation. Motion carries by consensus.**

171 **Wildlife**  
172 WILD21-017, Service First Agreement  
173 Submitted by Tiana Williams-Claussen

174 **Motion made by Councilmember Hodge/Councilmember Provolt to approve the attached**  
175 **Service First Agreement Expenditure Plans, the associated Bureau of Indian Affairs**  
176 **authorizing resolution #21-66, and all necessary Chairman’s signatures. Motion carries by**  
177 **consensus.**

178  
179 WILD21-018, Recovery Challenge Grant Opportunity  
180 Submitted by Tiana Williams-Claussen

181 **Motion made by Vice Chair Myers/Councilmember Provolt to approve the Yurok Tribe**  
182 **Wildlife Department to submit a grant application to the US Fish and Wildlife Service**  
183 **Recovery Challenge Grant in support of Prey-go-neesh (California condor) release and**  
184 **management, and any necessary Chairman’s signatures. Motion carries by consensus.**

185  
186 **Council**  
187 CA21-106, June 9 & 10, 2021 Council Meeting Minutes  
188 Submitted by Georgiana Gensaw, Council Operations

189 **Motion to approve with edits and corrections Council Meeting minutes for June 9 & 10, 2021.**  
190 **Item tabled.**

191  
192 **Break: 1:34pm-1:45pm**

193  
194 **AGENDA ITEMS:**

195 **Public Health**  
196 PH21-005, Salesforce software contract  
197 Submitted by Hollie Strahm

198 **Motion made by Councilmember Williams/Councilmember Vanlandingham to approve terms**  
199 **of use, master services agreement, and related documents with Salesforce , approve**  
200 **Resolution #21-75 with edits approving Limited Waiver of Sovereign Immunity in favor of**  
201 **SalesForce, authorize Chairman to sign all necessary documents and Secretary to attest. Roll**  
202 **call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes,**  
203 **Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes,**  
204 **Councilmember Williams-yes, McCovey-np. Yes-7, no-0, abs-0, np-1. Motion carries.**

205  
206 **Planning**  
207 21-042, High Energy Cost Rural  
208 Submitted by Michael Gerace

209 **Motion made by Vice Chair Myers/Councilmember Natt to approve the Planning Department**  
210 **to apply for the USDA’s Assistance to high Energy Cost Rural Communities grant on behalf of**  
211 **and in coordination with YPUD and to authorize Chairman James to sign all required**  
212 **documents. Total request to the USDA would be \$3 million to pay for solar power**

213 infrastructure across Yurok Ancestral Territory. No match required and full indirect is  
214 allowable. Planning is working to identify funds for a \$150k match. Motion carries by  
215 consensus.

216  
217 **EDUCATION**

218 EDU21-029, ANA ARP Emergency for Native Languages  
219 Submitted by Victoria Carlson

220 **Motion made by Councilmember Ray/Councilmember Williams to approve the Yurok**  
221 **Language Program to seek funding through the American Relief Plan Act Emergency for**  
222 **Native Languages. The funding amount is \$90,000 with approval of the Resolution #21-76.**  
223 **Motion carries by consensus.**

224  
225 **BENEFITS**

226 B21-003, Umpqua Bank Account  
227 Submitted by Elizabeth Turner

228 **Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve**  
229 **Resolution #21-74 authorizing Fiscal Director to open two new accounts at Umpqua Bank for**  
230 **the tribe's self-insurance program and authorize signers. Motion carries by consensus.**

231  
232 **COUNCIL**

233 CA21-111, Artisan Fair Banner  
234 Submitted by Councilmember Williams

235 **Motion made by Councilmember Williams/Councilmember Ray to approve funding to**  
236 **purchase a banner for Yurok Artisan's Fair for a total of \$318.19 (\$250 Community Donation**  
237 **and \$68.19 North District Youth Fund). Motion carries by consensus.**

238  
239 **EXECUTIVE SESSION: 2:12pm- 3:51pm**  
240 NR21-012, NR 21-013, NR21-014, CA21-110, P21-039, P21-044, CA21-108, ARPA funding Land  
241 item, Office of Tribal Attorney-litigation update.

242  
243 Items out of Executive Session:

244  
245 **Natural Resources**

246 NR21-012, Cappell Creek Project transition  
247 Submitted by Javier I. Kinney

248 **Motion made by Vice Chair Myers/Councilmember Vanlandingham to approve the attached**  
249 **requisite documents for the transition of the Cappell (Kepel) Creek Carbon project, and**  
250 **approve Resolution #21-012, a Limited Waiver of Sovereign Immunity in favor of California**  
251 **Air Resources Board, authorize Chairman to sign and Secretary to attest. Roll call; Vice Chair**  
252 **Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember**  
253 **Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember**  
254 **Williams-yes, Councilmember McCovey-np. Yes-7, no-0, abs-0, np-1. Motion carries.**

255  
256 NR21-013, Non-Disclosure Agreement with McKalee Steen  
257 Submitted by Javier I. Kinney

**Motion made by Vice Chair Myers/Councilmember Vanlandingham to review and approve the Non-Disclosure Agreement with McKalee Steen (PhD student). Please see attached memorandum. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-abs, Councilmember Provolt-no, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-6, no-1, np-1. Motion carries.**

264  
265 NR21-014, Confidential CKGG project  
266 Submitted by Javier I. Kinney

**Motion made by Councilmember Vanlandingham/Vice Chair Myers to approve the agreement for professional verification services for the CKGG Carbon Project by S&A Carbon. Please see attached memorandum. Motion carries by consensus.**

270  
271 CA21-110, Jet Boat Races  
272 Submitted by Councilmember Williams

**Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve 2021 Klamath River Jet Boat Races set for July 10-11, 2021. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-abs, Councilmember Provolt-no, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-6, no-1, abs-0, np-1. Motion carries.**

278 Councilmember Provolt: I am voting no, because we should wait and see what Culture  
279 Committee has an opportunity for input.

280  
281 P21-039, Adam Her Land Dedication  
282 Submitted by Michael Gerace

**Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve and authorize Chairman to sign attached, "Agreement to Dedicate Property to the Yurok Tribe" as well as any other documents necessary to complete the proposed property transfer. Motion carries by consensus.**

287  
288 P21-044, Potential purchase of three Upper Reservation Parcels  
289 Submitted by Michael Gerace

**Motion made by Councilmember Vanlandingham/Councilmember Natt to grant Planning and OTA staff from the Cannabis Task Force permission to proceed with a purchase of three parcels, totaling 175-acres as outlined in attached memo and discussion in Executives Session. Funding to come from Project 50, Carryover Funds. Motion carries by consensus.**

294  
295 CA21-108, Yurok Tribe Construction Company  
296 Submitted by Vice Chair Myers

297 **Motion made by Councilmember Vanlandingham/Councilmember Hodge to authorize Council**  
298 **to use American Rescue Plan Act funds in the amount of \$2 million to support purchase of**  
299 **equipment and other upfront costs planned for water infrastructure projects to be carried**  
300 **out by the Yurok Tribe Construction Corporation. Funding will be forwarded to Yurok CDFI to**  
301 **develop contract with Construction Corporation. Roll call; Vice Chair Myers-yes,**  
302 **Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-abs,**  
303 **Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes,**  
304 **McCovey-np. Yes-7, no-0, abs-0, np-1. Motion carries.**

305  
306 CA21-113, American Recovery Plan Act Project  
307 Submitted by Council

308 **Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve with**  
309 **edits 1) \$1 million for land purchase in Requa District, 2) \$300,000 for all site work for**  
310 **Community Center in Weitchpec District, 3) \$400,000 for former Umpqua Bank property**  
311 **renovations in East District. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes,**  
312 **Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-no,**  
313 **Councilmember Natt-yes, Councilmember Williams-pa, McCovey-np. Yes-5, no-2, np-1.**  
314 **Motion carries.**

315 Councilmember Provolt: I am voting no, due to the lack of back up documentation.

316  
317 CA21-112, North District Building  
318 Submitted by Councilmember Williams

319 **Motion made by Councilmember Williams/Councilmember Vanlandingham to approve**  
320 **entering into negotiations for purchase of building near current North District building to**  
321 **develop a child care facility. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes,**  
322 **Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes,**  
323 **Councilmember Natt-yes, Councilmember Williams-yes, McCovey-np. Yes-7, no-0, np-1.**  
324 **Motion carries.**

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326 **TRIBAL MEMBER COMMENT:** None provided.

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328 **CLOSING PRAYER:** Provided by Councilmember Ray.

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330 **ADJOURN:** 5:08pm

331  
332 **MEETING MINUTES APPROVED ON:** July 29, 2021

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336 **Sherri K. Provolt, Secretary**

8/16/2021  
\_\_\_\_\_  
**Date**